THE HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

C.M.A.NO. 121 OF 2004

JUDGMENT:

None appeared for the appellant.

This appeal is preferred by the claimant in O.P.No.228 of 2001 on the file of the Motor Accidents Claims Tribunal-cum-Additional District Court, Vizianagaram, aggrieved by the dismissal of O.P.No.228 of 2001.

The said O.P. was filed claiming a compensation of Rs.1,20,000/- against the respondents 1 to 3 therein for injuries sustained by the petitioner in a motor accident that occurred on 26.12.2000. The Tribunal dismissed the application on the ground that the petitioner failed to prove that the accident occurred due to rash and negligent driving of the 1st respondent.

The respondents in the said O.P. are also the respondents in the present appeal. The appeal was dismissed as against respondents 1 and 2 by order dated 13.10.2017. In the absence of respondents 1 and 2, the appeal cannot be proceeded against the Insurance Company.

Accordingly, the appeal is dismissed on merits also.

Pending miscellaneous petitions, if any, shall stand dismissed. No order as to costs.

_____

A. RAMALINGESWARA RAO,J

Date: 10.4.2018

KPM

HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
सत्यमेव जयते